



Legislation Details (With Text)

File #: O-131-24 **Version:** 1 **Name:**
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File created: 3/5/2024 **In control:** Parks & Youth Services Department
On agenda: 3/27/2024 **Final action:** 3/27/2024
Title: Authorizing the settlement of the claim of Deere & Company for the sum of \$34,326.16; and authorizing the expenditure of \$34,326.16 from the Risk Management Fund; and declaring an emergency.

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
3/27/2024	1	City Council	Emergency	Pass
3/27/2024	1	City Council	Passage	Pass
3/27/2024	1	City Council	Suspension	Pass

Deere & Company Settlement
Parks, Recreation & Community Enrichment Division/Parks & Youth Services Dept.
K. Ranney Wolkins (x2326)/Joe Fausnaugh (x3884)
Revised

Authorizing the settlement of the claim of Deere & Company for the sum of \$34,326.16; and authorizing the expenditure of \$34,326.16 from the Risk Management Fund; and declaring an emergency.

SUMMARY AND BACKGROUND

On February 16, 2022, the equipment barn at Ottawa Park Golf Course was broken into and a John Deere ProGator tractor was stolen. A proposed agreement has been reached in the amount of \$34,326.16 to settle the claim of the owner/lessor, Deere & Company for the replacement of the ProGator tractor, without constituting an admission of liability.

NOW, THEREFORE, Be it ordained by the Council of the City of Toledo:

SECTION 1. That the expenditure of \$34,326.16 is authorized from the Risk Management Fund Account Code 7095-12000-1157001STDSTD in settlement of Deere & Company's claim against the City of Toledo.

SECTION 2. That payment of these claims is contingent upon the execution of the proper releases by the claimant.

SECTION 3. That the Director of Finance is authorized to draw a warrant or warrants to Deere &

Company in the sum of \$34,326.16 against the above Account Code in payment of the above authorized obligations upon presentation of the proper voucher or vouchers.

SECTION 4. That this ordinance being an emergency measure shall be in force and effect from and after its passage. The reason for the emergency lies in the fact that this ordinance is necessary for the immediate preservation of the public peace, health, safety and property and for the further reason that this ordinance must be immediately effective in order to implement the settlement in accordance with the conditional agreement of the Administration.

Vote on emergency clause: yeas 11, nays 0.

Passed: March 27, 2024, as an emergency measure: yeas 11, nays 0.

Attest: Julie Gibbons Clerk of Council Carrie Hartman President of Council

Approved: March 27, 2024
 Wade Kapszukiewicz
 Mayor